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Attorneys for Plaintiff, Nikkei Global Inc.

6  
7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 Nikkei Global Inc., a California corporation,

10 Plaintiff,

11 vs.

12 Co-Partner Consortium ("Partner-CO"), a  
Nevada general partnership associated in fact  
13 and as an enterprise per 18 USCA § 1961(3);  
Mr. Phillip Ziade, Nevada resident and co-  
14 partner; Mr. Jude E. Nassar, an individual  
resident of Clark County, Nevada; Appleton  
15 Properties, LLC, a Nevada limited liability  
company; Z Leb Group, LLC, a Nevada limited  
16 liability company; Progressive Construction,  
Inc. a/k/a Growth Construction, a Nevada  
17 corporation; Growth Development, LLC a/k/a  
Growth Construction, a Nevada limited liability  
18 company; Vibrant Realty, LLC, a Nevada  
limited liability company; AJ Properties  
19 International, LLC, a/k/a AJ1, a Nevada limited  
liability company; AJ Properties International  
20 Series 2 LLC, a/k/a AJ2 a Nevada limited  
liability company; Growth Holdings, a Nevada  
21 corporation; Growth Luxury Homes, LLC, a/k/a  
GLH, a Nevada limited liability company;  
22 Growth Luxury Realty, LLC, a/k/a GLR, a  
Nevada limited liability company; Mr. Yoshimi  
23 Hirooka a resident of Japan or Singapore, doing  
business in Nevada; Mr. Yoshihiro Hirooka, a  
24 resident of Japan or Singapore doing business  
in Nevada; Hirooka Family Office, Ltd., a  
25 foreign organization doing business in Nevada,

26 Defendants.

Case No. 2:18-cv-02013-JCM-GWF

**STIPULATION AND ORDER TO  
EXTEND DEADLINE FOR  
PLAINTIFF, NIKKEI GLOBAL, INC.  
TO RESPOND TO DEFENDANTS  
PHILIPPE ZIADE, JUDE NASSAR,  
APPLETON PROPERTIES, LLC,  
Z LEB GROUP, LLC, PROGRESSIVE  
CONSTRUCTION, INC., GROWTH  
DEVELOPMENT, LLC, VIBRANT  
REALTY, LLC, AJ PROPERTIES  
INTERNATIONAL, LLC,  
AJ PROPERTIES INTERNATIONAL  
SERIES 2, LLC, GROWTH HOLDINGS,  
LLC, GROWTH LUXURY HOMES, LLC,  
AND GROWTH LUXURY REALTY, LLC'S  
MOTION TO DISMISS FIRST AMENDED  
COMPLAINT [ECF NO. 44] AND ZIADE  
DEFENDANTS' REPLY IN SUPPORT OF  
SAME**

(First Request)

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1 Plaintiff Nikkei Global Inc. (“Nikkei”), and Defendants Philippe Ziade, Jude Nassar,  
2 Appleton Properties, LLC, Z Leb Group, LLC, Progressive Construction, Inc., Growth  
3 Development, LLC, Vibrant Realty, LLC, AJ Properties International, LLC, AJ Properties  
4 International Series 2, LLC, Growth Holdings, LLC, Growth Luxury Homes, LLC, and Growth  
5 Luxury Realty, LLC (collectively, the “Ziade Defendants”), by and through their respective counsel,  
6 stipulate and agree as follows:

7  
8 1. On October 18, 2018, Nikkei filed its Complaint [ECF No. 1] (the “Complaint”);  
9  
10 2. On November 19, 2018, the Ziade Defendants accepted service of the Complaint.  
11  
12 3. On January 4, 2019, the Ziade Defendants filed their Motion to Dismiss [ECF No. 23]  
13 and served Nikkei with the same.

14  
15 4. On January 25, 2019, Nikkei filed a First Amended Complaint [ECF 39], which is  
16 permitted one time as a matter of course. *See* Fed. R. Civ. P. 15(a)(1)(B).

17  
18 5. Due to the filing of the First Amended Complaint, Ziade Defendants and Nikkei  
19 previously agreed, and the Court ordered, a withdrawal of the pending Motion to Dismiss because it  
20 had been mooted, in part, by Nikkei’s filing of the First Amended Complaint [ECF 40].

21  
22 6. Ziade Defendants and Nikkei previously agreed, and the Court ordered, that the Ziade  
23 Defendants shall have up to and until March 8, 2019 to respond to the First Amended Complaint  
24 [ECF 40].

25  
26 7. On March 5, 2019, the Ziade Defendants requested a one week extension to the prior  
27 deadline due to scheduling issues, thereby extending their deadline for response to the First  
28 Amended Complaint through March 15, 2019 [ECF 42, ECF 43].

8. On March 15, 2019, the Ziade Defendants filed their Motion to Dismiss First  
Amended Complaint and served Nikkei with the same [ECF 44].

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1           9.       Because of scheduling conflicts and other litigation commitments, Nikkei has  
2 respectfully requested that its date for response to the Ziade Defendants' Motion to Dismiss First  
3 Amended Complaint be extended from its current date of March 29, 2019 through and including  
4 April 19, 2019. Counsel for the Ziade Defendants have graciously agreed to this extension.

5           10.       Because of an upcoming trial for counsel of the Ziade Defendants, they have  
6 requested that any Reply in support of their Motion to Dismiss First Amended Complaint be filed on  
7 or before May 15, 2019. Counsel for Nikkei does not oppose this extension request.

8           11.       This is the first stipulation to extend the deadline to file a Response to the Ziade  
9 Defendants' Motion to Dismiss First Amended Complaint, and the First Request to extend the  
10 deadline for the Reply. This stipulation is made in good faith and not to delay the proceedings.

11  
12           IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

13 DATED this 28<sup>th</sup> day of March, 2019.

DATED this 28<sup>th</sup> day of March, 2019.

14 WILSON, ELSER, MOSKOWITZ, EDELMAN  
15 & DICKER LLP

BAILEY ♦ KENNEDY

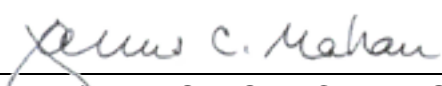
16 By: /s/ Richard Dreitzer  
17 RICHARD DREITZER  
18 300 South 4<sup>th</sup> Street, 11<sup>th</sup> Floor  
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By: /s Joseph A. Liebman  
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19 *Attorneys for Plaintiff Nikkei Global Inc.*

*Attorneys for the Ziade Defendants*

20  
21           **IT IS SO ORDERED.**

22  
23   
24 UNITED STATES DISTRICT JUDGE

25 DATED: March 29, 2019